



ATTORNEY DOCKET NO.: 041514-5103

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JUN 25 2001

TC 2800 MAIL ROOM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Shingo IWASAKI et al. ✓

Application No.: 09/753,722 ✓

Filed: January 4, 2001 ✓

For: ELECTRON-EMITTING DEVICE  
AND METHOD OF MANUFACTURING  
THE SAME AND DISPLAY  
APPARATUS USING THE SAME

Group Art Unit: 2815 ✓

Examiner: Unassigned

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits in the above-referenced application. Accordingly, Applicants do not believe that a fee is due for filing this paper.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and evidence that consideration by making the appropriate notation on the attached PTO Form 1449.

Japanese Laid-Open Patent Application No. 7-65710 listed on the PTO Form 1449 is attached and in a language other than English. The relevance of this document is discussed on page 3 of the above-identified application and in the attached English-language Abstract.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "Prior Art." If it should be determined that the listed document does not constitute "Prior Art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit

Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By: \_\_\_\_\_

Todd P. Taylor

Reg. No. P-48,513

Dated: June 21, 2001

MORGAN, LEWIS & BOCKIUS LLP  
1800 M Street, N.W.  
Washington, D.C. 20036  
202-467-7000